

FILE COPY

STATE OF WISCONSIN  
BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

CATHERINE A. SLADE, L.P.N.,  
RESPONDENT.

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FINAL DECISION  
AND ORDER  
LS9502031NUR

The State of Wisconsin, Board of Nursing, having considered the above-captioned matter and having reviewed the record and the Proposed Decision of the Administrative Law Judge, makes the following:

ORDER

NOW, THEREFORE, it is hereby ordered that the Proposed Decision annexed hereto, filed by the Administrative Law Judge, shall be and hereby is made and ordered the Final Decision of the State of Wisconsin, Board of Nursing.

The rights of a party aggrieved by this Decision to petition the board for rehearing and the petition for judicial review are set forth on the attached "Notice of Appeal Information."

Dated this 5<sup>th</sup> day of May, 1995 ..

Samela D. Meyer, R.N., Chair

A.C.  
Timeline to comply Bd Order  
C.E. in nursing ethics  
revised

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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In the Matter of Disciplinary Proceedings Against  
CATHERINE A. SLADE, L.P.N.  
Respondent  
LS 9502031NUR

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PROPOSED DECISION

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The parties to this proceeding for purposes of s. 227.53, Stats., are:

Catherine A. Slade  
35W South LaSalle Street  
Durham NC 27705

Board of Nursing  
Department of Regulation and Licensing  
P.O. Box 8935  
Madison WI 53708

Division of Enforcement  
Department of Regulation and Licensing  
P.O. Box 8935  
Madison WI 53708

A hearing was held in this matter on March 8, 1995. Service of the Notice of Hearing and Complaint had been made pursuant to ch. RL 2, Wis. Admin. Code, to Ms. Slade at her last known address. Ms. Slade apparently no longer resides at that address. The Division appeared by Attorney Steven M. Gloe. There was no appearance by or on behalf of Ms. Slade. The Division moved for a finding of default, pursuant to s. RL 2.14, Wis. Admin. Code, on Ms. Slade's failure to answer the complaint or appear at the scheduled hearing. The motion was granted.

The Administrative Law Judge recommends that the Board of Nursing adopt the following Findings of Fact, Conclusions of Law and Order as its Final Decision in this matter.

FINDINGS OF FACT

1. Catherine A. Slade is duly licensed in the state of Wisconsin to practice as a practical nurse pursuant to license #4312, first granted on March 23, 1962.
2. Ms. Slade's latest address on file with the department of regulation and licensing is 35W South LaSalle Street, Durham, NC 27705.

3. On November 5, 1993, the Wisconsin Board of Nursing imposed disciplinary action against the license of Ms. Slade. The Order in that case required Ms. Slade to complete 15 hours of continuing education in the areas of nursing ethics and responsibilities, and management of the diabetic patient no later than May 5, 1994.

4. Ms. Slade has failed to complete 15 hours of continuing education as required by the November 5, 1993, Order.

#### CONCLUSIONS OF LAW

1. The Board of Nursing has jurisdiction in this matter pursuant to s. 441.07, Stats.
2. By failing to comply with the November 5, 1993, Order of the Board of Nursing, Ms. Slade has violated s. N7.04(14), Wis. Admin. Code, and s. 441.07(1)(b), Stats.

#### ORDER

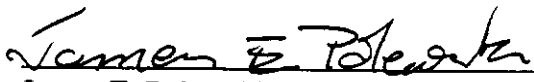
Now therefore, it is ORDERED that the license previously granted to Catherine A. Slade to practice practical nursing is REVOKED, effective 30 days from the date of this Order.

#### OPINION

The November 5, 1993, Order which Ms. Slade has failed to comply with contained a self-enforcing provision that Ms. Slade's license not be renewed until such time as she complied with the Order. The additional effect of this Order of revocation is questionable, but to the extent that the additional discipline will demonstrate the Board's resolve to require licensees to abide by the terms of its Orders and deter others from flouting the rules and Orders of the Board, there is some point to the proceeding.

I decline to impose the costs of the proceeding on Ms. Slade because such an order would be pointless, given that the department does not know where she is and it is doubtful that the costs would ever be collected. Rather than require the department to carry a small, uncollectible account receivable on its books, it seems more efficient and economical to spread the insignificant cost of this proceeding among all licensees now rather than wait for some time to do so.

Dated this 8th day of March, 1995.

  
James E. Polewski  
Administrative Law Judge

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## NOTICE OF APPEAL INFORMATION

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**Notice Of Rights For Rehearing Or Judicial Review, The Times Allowed For Each. And The Identification Of The Party To Be Named As Respondent.**

**Serve Petition for Rehearing or Judicial Review on:**

THE STATE OF WISCONSIN BOARD OF NURSING

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

**The Date of Mailing this Decision is:**

MAY 8, 1995.

### 1. REHEARING

Any person aggrieved by this order may file a written petition for rehearing within 20 days after service of this order, as provided in sec. 227.49 of the *Wisconsin Statutes*, a copy of which is reprinted on side two of this sheet. The 20 day period commences the day of personal service or mailing of this decision. (The date of mailing this decision is shown above.)

A petition for rehearing should name as respondent and be filed with the party identified in the box above.

A petition for rehearing is not a prerequisite for appeal or review.

### 2. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in sec. 227.53, *Wisconsin Statutes* a copy of which is reprinted on side two of this sheet. By law, a petition for review must be filed in circuit court and should name as the respondent the party listed in the box above. A copy of the petition for judicial review should be served upon the party listed in the box above.

A petition must be filed within 30 days after service of this decision if there is no petition for rehearing, or within 30 days after service of the order finally disposing of a petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30-day period for serving and filing a petition commences on the day after personal service or mailing of the decision by the agency, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing this decision is shown above.)